CITY HALL COUNCIL CHAMBERS
SANTA MARIA, CALIFORNIA
REGULAR MEETING

MAY 3, 2011

INVOCATION:
Pastor Carl Nielsen of Bethel Lutheran Church gave the invocation.

PLEDGE OF ALLEGIANCE TO THE FLAG:
Councilmember Orach led the Pledge of Allegiance.

CALL TO ORDER:
Mayor Lavagnino called the Regular Meeting of the City Council to order at 6:30 p.m.

ROLL CALL:
MEMBERS PRESENT
Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino.

STAFF MEMBERS PRESENT
City Manager Ness, City Attorney Trujillo, Assistant City Manager Haydon, Fire Chief Jones, Police Chief Macagni, Director of Public Works/City Engineer Whitehead, Director of Utilities Sweet, Director of Community Development Appel, Director of Administrative Services Visé, Director of Recreation and Parks Posada, Water Conservation Specialist Ritchie, and Chief Deputy City Clerk Perez.

PROCLAMATION – WATER AWARENESS MONTH
Mayor Lavagnino read a proclamation declaring the month of May 2011 as "Water Awareness Month" in the City of Santa Maria, and urging residents and businesses to increase their water awareness and make conservation a continuing way of life. The proclamation was accepted by Myra Ritchie, Water Conservation Specialist.

Water Conservation Specialist Ritchie presented awards to the 3rd Grade Water Awareness Month Poster Contest Winners: Daniela Banda, 1st Place Winner from Tunnel School; Alyssa Mendez, 2nd Place winner from Taylor School, and Jennifer Basulto, 3rd Place winner from Ontiveros School.

PROCLAMATION – NATIONAL DAY OF PRAYER
Councilmember Patino read a proclamation declaring May 5, 2011, as "National Day of Prayer" in the City of Santa Maria, and encouraging people of all faiths to participate in the National Day of Prayer according to their own traditions. The proclamation was accepted by Pastor Dave Brogran, Cecile Prevost and Kathy Staples.

PROCLAMATION – GO WESTERN DAYS
Councilmember Boysen read a proclamation declaring the weeks of May 1 – June 5, 2011, as "Go Western Days" in the City of Santa Maria and encouraging all residents to enter into the rodeo spirit by wearing western apparel. The proclamation was accepted by Keith Barks.

PROCLAMATION – ELKS NATIONAL YOUTH WEEK
Councilmember Cordero read a proclamation declaring the week of May 1 – 7, 2011, as "Elks National Youth Week" in the City of Santa Maria and urging all departments of government, civic, and patriotic groups and citizens generally to participate wholeheartedly in its observance. The proclamation was accepted by Reg Ginter, Exulted Ruler, and Steve McGehee.

PROCLAMATION – INTERNATIONAL COMPOST AWARENESS WEEK
Councilmember Orach read a proclamation declaring the week of May 1 – 7, 2011, as "International Compost Awareness Week" in the City of Santa Maria, in recognition of the efforts of the Composting Councils, Extension Agents, householders, landscapers,

farmers, recyclers, public workers, composters, gardeners, and plant growers everywhere. The proclamation was accepted by Bob Engle of Engle and Gray, Inc.

PROCLAMATION – NATIONAL TOURISM WEEK
Mayor Lavagnino read a proclamation declaring the week of May 7 – 15, 2011, as "National Tourism Week" in the City of Santa Maria and encouraging all residents to recognize and support the importance of travel and tourism and the contributions tourism makes to the economic, social and cultural well-being of the community. The proclamation was accepted by Terri Paniagua and Gina Keough, Visitors and Conference Bureau.

PROCLAMATION – NATIONAL POLICE WEEK
Councilmember Cordero read a proclamation declaring the week of May 8 – 14, 2011, as "National Police Week" and Wednesday, May 11, 2011, as "Peace Officers' Memorial Day" in the City of Santa Maria and encouraging all residents to remember those individuals who gave their lives for our safety and express our appreciation to those who continue to dedicate themselves to making Santa Maria a safer place in which to live. The proclamation was accepted by Police Sgt. Jesus Valle.

PROCLAMATION – FILL THE BOOT FOR MDA WEEK
Councilmember Patino read a proclamation declaring the week of May 8 – 14, 2011, as "Fill the Boot for MDA Week " in the City of Santa Maria, and encouraging all the people of Santa Maria to support the efforts of the local Fire Fighters and Muscular Dystrophy Association. The proclamation was accepted by Parvaneh Givi, Executive Director of MDA Mid-Coast Chapter, and Alan Widling, Fire Battalion Chief.

PROCLAMATION – NATIONAL PUBLIC WORKS WEEK
Councilmember Boysen read a proclamation declaring the week of May 15 – 21, 2011, as "National Public Works Week" in the City of Santa Maria and calling upon all residents and civic organizations to acquaint themselves with the issues involved in providing our public works and to recognize the contributions which public works officials make every day to our heath, safety, comfort, and quality of life. The proclamation was accepted by Dave Whitehead, Public Works Director/City Engineer.

Mayor Lavagnino read a press release regarding the Mexican Consul Identification Card distribution events and the agreement with Rogelio Flores Mejia, Mexico's Consul in Oxnard, that these events would no longer be held in Santa Maria due to traffic congestion and complaints from neighboring businesses and residents to various City departments.

PUBLIC COMMENT
Mary Delgado asked if the City understood how hard it was to get the Mexican Consulate to come to Santa Maria. She said they worked hard to arrange these events and asked if the City Council had discussed the issue and considered any other options such as holding the events in the Mervyn's Shopping Center where there was plenty of parking.

Gwen Wood congratulated the Police Department for the recent gang sweep. She talked about how many criminals in the City do not show up for court. She distributed a summary of active warrants in Santa Barbara County and said the City was becoming more dangerous.

Harry Johnson read an article that was in the Santa Maria Times regarding Jerry Dean Burns who was killed on March 9th. He said Mr. Burns was one of his best friends. He talked about a request he made to the Police Department for information that he never received. He also talked about problems in his neighborhood and the City.

Steven Barr spoke about the hazardous effects of a dangerous pesticide called Methyl Iodide. He said the good news was that it was not being used in California yet.

CONSENT CALENDAR
Consent Calendar Items 3A through 3F were approved on motion by Councilmember Orach, seconded by Councilmember Boysen, and carried on the following vote:

AYES: Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

A. ORDINANCES
The reading in full of all ordinances and resolutions was waived. Ordinances on the Consent Calendar were adopted by the same vote cast at the first reading unless City Council indicated otherwise.

B. MINUTES
The Minutes of the Regular City Council Meeting of April 19, 2011, were approved as submitted.

C. WARRANTS
Warrant Nos. 165548 to 165820 totaling $1,213,202.81 were ordered ratified subject to having been certified as being in conformity with the budget and having been approved for payment by the Director of Administrative Services. Warrant Nos. 157710, 157941, 161941, 165324, 165536, 165794, 165795, and 165796 were cancelled.

D. PAYROLL
Payment of payroll was ordered ratified subject to having been certified by the proper Department Heads, as shown on records on file in the Department of Administrative Services and having been approved for payment by the Director of Administrative Services.

E. SOBRIETY CHECKPOINT MINI-GRANT
Resolution No. 2011-43 was adopted authorizing the appropriation of $48,000 to be allocated to the Santa Maria Police Department under the provisions of the Office of Traffic Safety, California Sobriety Checkpoint Mini-Grant Program.

Resolution No. 2011-43 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROPRIATING FUNDING UNDER THE OFFICE OF TRAFFIC SAFETY'S SOBRIETY CHECKPOINT MINI-GRANT PROGRAM.

F. TDA CLAIM
Resolution No. 2011-44 was adopted approving the Transportation Development Act (TDA) claim for fiscal year 2011-12.

Resolution No. 2011-44 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, AUTHORIZING THE FILING OF A CLAIM WITH THE SANTA BARBARA COUNTY ASSOCIATION OF GOVERNMENTS FOR ALLOCATION OF TRANSPORTATION DEVELOPMENT ACT FUNDS FOR FISCAL YEAR 2011-12.

MEASURE "A" FIVE-YEAR LOCAL PROGRAM OF PROJECTS FOR FISCAL YEARS 2011 THROUGH 2016.
Director of Public Works/City Engineer Whitehead gave the staff report. The City Council is requested to adopt a resolution approving the Measure "A" Five-Year Local Program of Projects and to certify that the City of Santa Maria will provide sufficient funding in the Fiscal Year 2011-12 budget to meet the Measure "A" Maintenance of Effort requirement. In November 2008, Santa Barbara County voters approved the reauthorization of Measure "D," an extension of the existing half-cent sales tax for transportation purposes known as Measure "A." The Five-Year Local Program of Projects lists proposed projects that comply with the requirements of Measure "A." The primary focus of the Program of Projects is maintenance of the existing infrastructure within the City's rights of way. Within the Measure "A" Program of Projects is Alternative Transportation Expenditures. By ordinance, the City is required to allocate 15% annually of its local share to Alternative Transportation Expenditures. The current Program of Projects complies with that requirement. Also, a portion of Santa Maria's local Measure "A" funding is dedicated to regional paratransit. These funds are estimated at $40,604 for the 2011-12 fiscal year and are not shown on the Local Program of Projects because these funds are administered directly by the Santa

Barbara County Association of Governments. These funds provide assistance to the frail and elderly to use transit in Santa Maria.

Maintenance of Effort (MOE) is a common requirement of special tax measures. MOE is a taxpayer safeguard used to assure that new special tax revenues are not used to supplant historical discretionary funding levels. The City's MOE for fiscal year 2011-12 is $2,247,721. The City is required to certify that the City budget includes an amount of local discretionary funding to comply with the MOE requirements, and the 2010-12 budget includes sufficient discretionary funding to meet this requirement.

Councilmember Patino asked if the street lighting proposal was to install lighting systems in areas that were currently pretty dark or if it was to upgrade and replace existing lighting.

Director Whitehead answered that it would include both and explained that the City did replace lights. He said the City used a technology called low-pressure sodium which was no longer available on the open market. The City has chosen induction lighting instead. The City also installed new lighting in areas that were dark and has done that in the past as funds were available.

Councilmember Patino also asked if the City was just repairing sidewalks or putting in sidewalks where none currently exist.

Director Whitehead explained that both were being done as funds become available. He said both new lighting systems and new sidewalks in areas where none currently exist were very expensive. The City looked to use Capital Funding for that or apply for grant funding if available.

Resolution No. 2011-45 was adopted approving the Measure "A" Five-Year Local Program of Projects on motion by Councilmember Orach, seconded by Councilmember Patino, and carried on the following vote:

AYES: Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Resolution No. 2011-45 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING THE MEASURE A FIVE-YEAR PROGRAM OF PROJECTS FOR FISCAL YEAR 2011 THROUGH 2016.

FINANCIAL REPORT FOR THIRD QUARTER ENDING MARCH 31, 2011, AND A BUDGET AMENDMENT REPORT FOR FISCAL YEAR 2010-11.

Director of Administrative Services Visé gave the staff report. With 75 percent of the year complete, revenues are at 54.8 percent of projections while expenditures are at 66.9 percent of appropriations. Revenues are less than budgeted primarily because property tax in-lieu are not received until late January and May each year. The first installment of this revenue was $5.2 million. Total revenue and transfers are $29.5 million which is $333,260 less than last year. The total General Fund expenditures, including debt service and transfers out, were $36.4 million. In the Water/Wastewater Fund, expenditures exceeded revenues by $5.2 million, primarily because of large capital project expenses and payments for State Water. In the first three quarters of the year, the Water/Wastewater Fund spent $2.7 million on capital projects such as the fixed-base metering project for $1.7 million and $449,000 on water main replacements. Also, one semi-annual debt service payment was made on the 1993 and 1997 Water Bonds for $6.6 million. In the Solid Waste Fund, refuse expenses exceeded revenues by $2.5 million. Expenditures included $3.8 million of capital, which contributed to the quarterly loss. The most significant expenditure was $2.6 million for the Los Flores Ranch Development Plan. The annual budget for this capital project item is $9.3 million. There are sufficient reserves in the Solid Waste Fund to cover the anticipated negative cash flow resulting from the quarterly loss. He also talked about the reduction in NHIS revenue in 2010-11 and explained proposed budget amendments for Council's consideration.

Director Visé highlighted Fiscal Year 2011-12 General Fund Projections including revenue and expenditures, transfers from the LEAF and deferral of expenditures to the General Fund for the Workers' Compensation Fund, the Fleet Fund, and the Business Equipment Replacement Fund. The City has used reserves and deferrals for the past two or three years. Next year would be the fourth year. Without the transfers and deferrals, the General Fund would have an annual ongoing deficit of approximately $4.4 million. Beginning in 2012-13, the City would need to start funding the internal service funds again.

Mayor Lavagnino asked how many public safety employees depended on the NHIS revenue.

City Manager Ness stated 25 employees, including 16 Police Officers and 9 Fire Fighters.

Mayor Lavagnino asked if Director Visé thought revenues would start going up in 2012-13.

Director Visé stated it was very difficult to project into the future. Reports show that things were starting to edge up. There wasn't much promising news except in sales tax revenues. It was hard to predict future economic activity.

Resolution No. 2011-46 was adopted approving a budget amendment on motion by Councilmember Boysen, seconded by Councilmember Patino, and carried on the following vote:

AYES: Councilmembers Boysen, Cordero, Orach, Patino, and Mayor Lavagnino
NOES: None
ABSENT: None
ABSTAIN: None

Resolution No. 2011-46 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING AN AMENDMENT TO THE 2010-11 BUDGET AND AUTHORIZING THE CITY MANAGER TO IMPLEMENT SAME.

CITY MANAGER'S REPORT

City Manager Ness reported on items anticipated for the May 17, 2011, City Council meeting including the presentation of the GEM Award, response to the Grand Jury Report on emergency service alerts, the 2011 Investment Policy as well as a Fund Balance Policy, the CDBG Final Action Plan, a renewal contract with the Airport for ARFF Services, a public hearing for an amendment to the County-wide Siting Element for Los Flores Ranch, and a discussion regarding amendments to the Downtown Specific Plan. The City of Santa Maria now officially has a population of 100,062 as of January 1, 2011, according to the State Department of Finance.

Police Chief Macagni reported that this morning the FBI and the County Gang Task Force conducted a gang sweep and arrested 13 leaders of the Northwest Street Gang. It was a very successful regional operation with about 70 law enforcement officers taking out the new leadership of the Northwest Street Gang. It consisted of the FBI, ICE, and all the local law enforcement agencies in both counties.

ORAL REPORTS BY COUNCILMEMBERS

Councilmember Cordero reported he attended the dedication of the new Intermodal Transit Center, the Boys and Girls Club annual dinner, a speech contest at the Orcutt Lions Club, a SBCAN dinner at the Santa Maria Inn, and a ribbon cutting ceremony at Good Samaritan Shelter for their newest Clean and Sober Center for men.

Councilmember Orach reported he was unable to attend much due to work the last two weeks, but would be attending a LAFCO meeting on May 5th. Also, the All-America City Committee would be coordinating lunch for the "Serve the Community Day" on May 14th that the Ministerial Association is hosting.

Mayor Lavagnino reported he attended the SBCAG meeting and Air Pollution Control District meeting, presented a proclamation to Marcelo Rodriguez who turned 108 years

old, attended the Intermodal Transit Center dedication, the Central Coast Water Authority meeting, and presented a proclamation at the Altrusa Conference.

Councilmember Patino reported she attended the Intermodal Transit Center dedication, a tree planting event at Waller Park in honor of Betty Tibbs, and the Orcutt Lions Club speech contest.

Councilmember Boysen reported he attended an Investment Oversight Committee meeting, the Your People Professionals opening of their new offices, a Chamber of Commerce mixer, the Intermodal Transit Center dedication, coordinated a meeting between the County Alcohol Drug and Mental Health Services, Good Samaritan Shelter, and Battles School regarding the impacts of the new Rancho Hermosa project, and attended the grand opening of the newest Clean and Sober Living facility at Good Samaritan Shelter.

ADJOURNMENT
There being no further business to come before the City Council at this time, the meeting was declared adjourned at 8:05 p.m. by Mayor Lavagnino in honor of Betty Erickson Neal Dowling.

APPROVED

May 17, 2011
Date

Chief Deputy City Clerk and ex officio Clerk of the City Council

ATTEST

Chief Deputy City Clerk

Mayor